

FILED

MAY 24 2002

JUDGE MARINA CORODEMUS

REED SMITH LLP
One Riverfront Plaza
Newark, New Jersey 07102
(973) 621-3200
Attorneys for Defendant
United Water Toms River Inc.

SUSANA ARENT, et al.,

Plaintiffs,

v.

CIBA GEIGY CORPORATION, et al.,

Defendants.

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY
MASS TORT CASE CODE 248**

DOCKET NO.: MID-L-2093-01

Civil Action

MARGO KRAMER, et al.

Plaintiffs,

v.

CIBA GEIGY CORPORATION, et al.,

Defendants.

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY**

DOCKET NO.: MID-L-2521-01

Civil Action

CASE MANAGEMENT ORDER XII(A)

The above matter having come before the Court on May 16, 2002, at the regularly scheduled Case Management Conference, and for good cause shown,

It is on this the ^{24th} of May, 2002,

ORDERED that:

1. All dates in this Order shall run from the date of the May 16, 2002 case management conference.

2. United Water shall produce a copy of the protective order/agreement entered by the parties to the mediation of the children's cancer cases to the Kramer/Arent plaintiffs by May 17, 2002.

3. United Water shall produce documents and a privilege log to plaintiffs following the mediation.

4. The Kramer/Arent plaintiffs reserve their right to request the depositions of individuals referenced in the May 2, 2002 certification submitted on document issues by United Water.

5. By May 21, 2002, Ciba shall provide dates for the deposition of a witness who has knowledge of the underlying factual basis for Ciba's responses to the Kramer plaintiffs' second set of requests for admission.

6. Within 7 days, Ciba shall provide deposition dates and/or last known addresses for additional witnesses requested by the Kramer/Arent plaintiffs.

7. Within 7 days, Ciba shall provide a report on the status of documents requested by the Kramer/Arent plaintiffs.

8. The parties shall meet to discuss a proposed schedule for discovery and a possible trial date which schedule shall be submitted to the Court by May 28, 2002.

9. The parties shall submit separate proposals to the Court for non-bellwether discovery, dispositive motions for certain wrongful death claims, procedures for Lopez motions for statute of limitations claims, and for third-party discovery.

10. Within 14 days, the Kramer/Arent plaintiffs shall produce for copying all medical records for the bellwether plaintiffs within their possession.

11. Within 14 days, the Kramer/Arent plaintiffs shall produce death certificates for those bellwether plaintiffs they can obtain with reasonable efforts.

12. Within 14 days, the Kramer/Arent plaintiffs shall produce a list of all death certificates they were unable to obtain with reasonable efforts.

13. Within 14 days the Kramer/Arent plaintiffs shall produce a list of each bellwether plaintiff pursuing a lost wage claim together with reasonably available records in support of each claim.

14. Within 7 days the Kramer/Arent plaintiffs shall provide United Water with a letter confirming whether or not they have identified and/or produced all documents in response to United Water's interrogatories as of the date thereof.


15. On May 28, 2002, the Kramer/Arent plaintiffs and the United Water and Ciba defendants shall meet with Judge Gruccio at the offices of Wilentz, Goldman and Spitzer in Woodbridge, New Jersey to address issues concerning plaintiffs' responses to the bellwether interrogatories.

16. In the event that dates of treatment are needed to obtain medical records from third-party healthcare providers, and those medical records are not available from the plaintiffs directly, plaintiffs shall attempt another method of obtaining the medical records.

17. The next case management conference shall take place at 10:00 a.m. on June 13, 2002.

18. A copy of this Order be served on all counsel of record within seven days hereof.

Dated: May ²¹ 4, 2002



Hon. Marina Corodemus J.S.C.

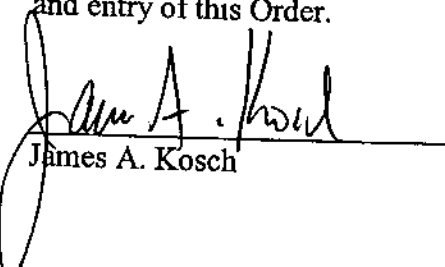
On behalf of the Kramer and
Arent plaintiffs, I hereby
Consent to the form and entry
of this Order.



Angelo J. Cifaldi

Dated: May 21, 2002

On behalf of defendant
United Water Company Inc.,
I hereby Consent to the form
and entry of this Order.



James A. Kosch

Dated: May 22, 2002

On behalf of the Ciba defendants,
I hereby Consent to the form
and entry of this Order.

A handwritten signature in black ink, appearing to read 'David W. Field', written over a horizontal line.

David W. Field

Dated: May 22, 2002